

they represent, if applicable, and their address in their comments.

22. The Commission encourages comments to be filed electronically via the eFiling link on the Commission's Web site at <http://www.ferc.gov>. The Commission accepts most standard word processing formats. Documents created electronically using word processing software should be filed in native applications or print-to-PDF format and not in a scanned format. Commenters filing electronically do not need to make a paper filing.

23. Commenters that are not able to file comments electronically must send an original and 14 copies of their comments to: Federal Energy Regulatory Commission, Secretary of the Commission, 888 First Street, NE., Washington, DC 20426.

24. All comments will be placed in the Commission's public files and may be viewed, printed, or downloaded remotely as described in the Document Availability section below. Commenters on this proposal are not required to serve copies of their comments on other commenters.

#### VII. Document Availability

25. In addition to publishing the full text of this document in the **Federal Register**, the Commission provides all interested persons an opportunity to view and/or print the contents of this document via the Internet through FERC's Home Page (<http://www.ferc.gov>) and in FERC's Public Reference Room during normal business hours (8:30 a.m. to 5 p.m. Eastern time) at 888 First Street, NE., Room 2A, Washington, DC 20426.

26. From FERC's Home Page on the Internet, this information is available on eLibrary. The full text of this document is available on eLibrary in PDF and Microsoft Word format for viewing, printing, and/or downloading. To access this document in eLibrary, type the docket number excluding the last three digits of this document in the docket number field.

27. User assistance is available for eLibrary and the FERC's Web site during normal business hours from FERC Online Support at (202) 502-6652 (toll free at 1-866-208-3676) or e-mail at [ferconlinesupport@ferc.gov](mailto:ferconlinesupport@ferc.gov), or the Public Reference Room at (202) 502-8371, TTY (202) 502-8659. E-mail the Public Reference Room at [public.referenceroom@ferc.gov](mailto:public.referenceroom@ferc.gov).

#### List of Subjects in 18 CFR part 385

Administrative practice and procedure, Electric utilities, Penalties, Pipelines, Reporting and recordkeeping requirements.

By direction of the Commission.

**Kimberly D. Bose,**  
Secretary.

In consideration of the foregoing, the Commission proposes to amend Part 385, Chapter I, Title 18, *Code of Federal Regulations*, as follows.

#### PART 385—RULES OF PRACTICE AND PROCEDURE

1. The authority citation for part 385 continues to read as follows:

**Authority:** 5 U.S.C. 551-557; 15 U.S.C. 717-717z, 3301-3432; 16 U.S.C. 791a-825v, 2601-2645; 28 U.S.C. 2461; 31 U.S.C. 3701, 9701; 42 U.S.C. 7101-7352, 16441, 16451-16463; 49 U.S.C. 60502; 49 App. U.S.C. 1-85 (1988).

2. Amend § 385.214 by adding new paragraph (a)(4) to read as follows:

##### § 385.214 Intervention (Rule 214).

(a) \* \* \*

(4) No person, including entities listed in paragraphs (a)(1) and (a)(2) of this section, may intervene as of right in a proceeding arising from an investigation pursuant to Part 1b of this chapter.

3. Amend section 385.2201 by revising paragraph (c)(1) to read as follows:

##### § 385.2201 Rules governing off-the-record communications (Rule 2201).

\* \* \* \* \*

(c) \* \* \*

(1) *Contested on-the-record proceeding* means

(i) Except as provided in paragraph (c)(1)(ii), any proceeding before the Commission to which there is a right to intervene and in which an intervenor disputes any material issue, any proceeding initiated pursuant to rule 206 by the filing of a complaint with the Commission, any proceeding initiated by the Commission on its own motion or in response to a filing, or any proceeding arising from an investigation under part 1b of this chapter beginning from the time the Commission initiates a proceeding governed by part 385 of this chapter.

(ii) The term does not include notice-and-comment rulemakings under 5 U.S.C. 553, investigations under part 1b of this chapter, proceedings not having a party or parties, or any proceeding in which no party disputes any material issue.

\* \* \* \* \*

4. Amend section 385.2202 by revising it to read as follows:

##### § 385.2202 Separation of functions (Rule 2202).

In any proceeding in which a Commission adjudication is made after

hearing, or in any proceeding arising from an investigation under part 1b of this chapter beginning from the time the Commission initiates a proceeding governed by part 385 of this chapter, no officer, employee, or agent assigned to work upon the proceeding or to assist in the trial thereof, in that or any factually related proceeding, shall participate or advise as to the findings, conclusion or decision, except as a witness or counsel in public proceedings.

[FR Doc. E8-11326 Filed 5-20-08; 8:45 am]

BILLING CODE 6717-01-P

#### POSTAL SERVICE

##### 39 CFR Part 111

##### Mailing Requirement Changes for Parcel Select

**AGENCY:** Postal Service™.

**ACTION:** Proposed rule.

**SUMMARY:** This proposal would revise *Mailing Standards of the United States Postal Service*, Domestic Mail Manual (DMM®) to reflect changes to the mailing requirements of our Shipping Services product, Parcel Select®, by requiring new markings on BMC-Presort or OBMC-Presort (Inter-BMC), and origin-entered Barcoded Intra-BMC and Barcoded Inter-BMC packages.

**DATES:** We must receive your comments on or before June 20, 2008.

**ADDRESSES:** Mail or deliver written comments to the Manager, Mailing Standards, U.S. Postal Service, 475 L'Enfant Plaza, SW., Room 3436, Washington, DC 20260-3436. You may inspect and photocopy all written comments at USPS Headquarters Library, 475 L'Enfant Plaza, SW., 11th Floor N, Washington, DC between 9 a.m. and 4 p.m., Monday through Friday.

**FOR FURTHER INFORMATION CONTACT:** Bert Olsen at 202-268-7276.

**SUPPLEMENTARY INFORMATION:** Parcel Select has been redefined as a Shipping Services product using permit imprint or metered postage when mailing 50 pieces or more. In addition to destination-entered packages, Parcel Select will include BMC-Presort or OBMC-Presort (Inter-BMC), and origin-entered Barcoded Intra-BMC and Barcoded Inter-BMC packages. To support the expanded product make-up and the separation of Parcel Select from Parcel Post®, effective September 30, 2008, the "Parcel Post" marking will not be allowed on any Parcel Select package. We encourage shippers to begin using the following markings as

soon as possible, but no later than September 30, 2008:

- Destination Entry—"Parcel Select."
- BMC—"Parcel Select BMC Presort" or "Parcel Select BMC PRSRT"
- OBMC Presort (Inter-BMC)—"Parcel Select OBMC Presort" or "Parcel Select OBMC PRSRT".
- Barcoded Intra-BMC and Barcoded Inter-BMC—"Parcel Select Barcoded" or "Parcel Select BC".

Although we are exempt from the notice and comment requirements of the Administrative Procedure Act [5 U.S.C. of 553(b), (c)] regarding proposed rulemaking by 39 U.S.C. 410(a), we invite public comments on the following proposed revisions to *Mailing Standards of the United States Postal Service*, Domestic Mail Manual (DMM), incorporated by reference in the *Code of Federal Regulations*. See 39 CFR 111.1.

**List of Subjects in 39 CFR Part 111**

Administrative practice and procedure, Postal Service.

Accordingly, 39 CFR part 111 is proposed to be amended as follows:

**PART 111—[AMENDED]**

1. The authority citation for 39 CFR part 111 continues to read as follows:

**Authority:** 5 U.S.C. 552(a); 39 U.S.C. 101, 401, 403, 404, 414, 416, 3001–3011, 3201–3219, 3403–3406, 3621, 3622, 3626, 3632, 3633, and 5001.

2. Revise the following sections of *Mailing Standards of the United States Postal Service*, Domestic Mail Manual (DMM), as follows:

\* \* \* \* \*

**Mailing Standards of the United States Postal Service, Domestic Mail Manual (DMM)**

\* \* \* \* \*

**400 Commercial Parcels**

\* \* \* \* \*

**402 Elements on the Face of a Mailpiece**

**2.0 Placement and Content Markings**

\* \* \* \* \*

**2.2 Parcel Select, Bound Printed Matter, Media Mail, and Library Mail Markings**

**2.2.1 Basic Markings**

*[Revise the text of 2.2.1 as follows:]*

\* \* \* \* \*

The basic required marking (see 2.2.2) must be printed on each piece claimed at the respective price. The basic required marking must be placed in the postage area (i.e., printed or produced as part of, or directly below or to the left

of, the permit imprint indicia or meter stamp or impression). Optionally, the basic required marking may be printed on the shipping address label as service indicators composed of a service icon and service banner (see *Exhibit 2.2.1*):

a. The service icon that identifies the marking will be a 1-inch solid black square. If the service icon is used, it must appear in the upper left corner of the shipping label.

b. The service banner must appear directly below the postage payment area and the service icon, and it must extend across the shipping label. If the service banner is used, the appropriate subclass marking (e.g., "PARCEL SELECT", "MEDIA MAIL") must be preceded by the text "USPS" and must be printed in minimum 20-point bold sans serif typeface, uppercase letters, centered within the banner, and bordered above and below by minimum 1-point separator lines. There must be a 1/16-inch clearance above and below the text.

*[Revise the heading of Exhibit 2.2.1 from Package Services Indicator Examples to "Marking Indicator Examples" as follows:]*

**Exhibit 2.2.1 Marking Indicator Examples**

*[Revise Exhibit 2.2.1 by replacing "USPS PARCEL POST" with "USPS PARCEL SELECT".]*

*[Delete 2.2.2 and renumber current 2.2.3 through 2.2.6 as 2.2.2 through 2.2.5 and revise the heading of new 2.2.2 as follows:]*

**2.2.2 Parcel Select Markings**

*[Revise the text in 2.2.2 as follows:]*

Each piece in a Parcel Select mailing must bear a price marking. Markings must appear in either the postage area described in 2.2.1 or in the address area on the line directly above or two lines above the address if the marking appears alone (i.e., if no other information appears on that line). One of the following product markings will be required:

- a. Destination Entry—"Parcel Select".
- b. BMC—"Parcel Select BMC Presort" or "Parcel Select BMC PRSRT".
- c. OBMC Presort (Inter-BMC)—"Parcel Select OBMC Presort" or "Parcel Select OBMC PRSRT".
- d. Barcoded Intra-BMC and Barcoded Inter-BMC—"Parcel Select Barcoded" or "Parcel Select BC".

\* \* \* \* \*

**Neva R. Watson,**

*Attorney, Legislative.*

[FR Doc. E8–11210 Filed 5–20–08; 8:45 am]

**BILLING CODE 7710–12–P**

**ENVIRONMENTAL PROTECTION AGENCY**

**40 CFR Part 180**

[EPA–HQ–OPP–2007–1170; FRL–8362–1]

**Benfluralin, Carbaryl, Diazinon, Dicrotophos, Fluometuron, Formetanate Hydrochloride, Glyphosate, Metolachlor, Napropamide, Norflurazon, Pyrazon, and Tau-Fluvalinate; Proposed Tolerance Actions**

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Proposed rule.

**SUMMARY:** EPA is proposing to revoke certain tolerances for the herbicides benfluralin and napropamide and the insecticides carbaryl and diazinon. Also, EPA is proposing to modify certain tolerances for the herbicides fluometuron, glyphosate, norflurazon, and pyrazon and the insecticides carbaryl, diazinon, dicrotophos, formetanate hydrochloride, and tau-fluvalinate. In addition, EPA is proposing to establish new tolerances for the herbicides fluometuron, glyphosate, metolachlor, and pyrazon and the insecticides carbaryl and formetanate hydrochloride. The regulatory actions proposed in this document are in follow-up to the Agency's reregistration program under the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), and tolerance reassessment program under the Federal Food, Drug, and Cosmetic Act (FFDCA) section 408(q).

**DATES:** Comments must be received on or before July 21, 2008.

**ADDRESSES:** Submit your comments, identified by docket identification (ID) number EPA–HQ–OPP–2007–1170, by one of the following methods:

• *Federal eRulemaking Portal:* <http://www.regulations.gov>. Follow the on-line instructions for submitting comments.

• *Mail:* Office of Pesticide Programs (OPP) Regulatory Public Docket (7502P), Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460–0001.

• *Delivery:* OPP Regulatory Public Docket (7502P), Environmental Protection Agency, Rm. S–4400, One Potomac Yard (South Bldg.), 2777 S. Crystal Dr., Arlington, VA. Deliveries are only accepted during the Docket's normal hours of operation (8:30 a.m. to 4 p.m., Monday through Friday, excluding legal holidays). Special arrangements should be made for deliveries of boxed information. The Docket Facility telephone number is (703) 305–5805.